

Rec'd ST/PTO 17 DEC 2004

107500642

PATENT APPLICATION

Docket No.: 13070.22

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Edward Edwardo Tapanes

Serial No.:

10/500,642

Filed:

July 1, 2004

For:

PERIMETER SECURITY SYSTEM AND
PERIMETER MONITORING METHOD

Examiner:

Winston M. Alvarado

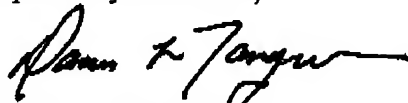
CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that the following documents are being facsimile transmitted to United States Patent and Trademark Office at Fax No. 703.746.6702:

- Response to Notification of Abandonment (2 pages)
- Copy of Notification of Withdrawal of Priority Claim (1 page)
- Copy of Notification of Abandonment (1 page)

Dated this 17th day of December 2004.

Respectfully submitted,



DANA L. TANGREN
Attorney for Applicant
Registration No. 37,246
Customer No. 022913
Telephone No. 801.533.9800

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RESPONSE TO NOTIFICATION OF ABANDONMENT

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Dear Examiner:

On July 1, 2004, applicant filed a US nationalization under 35 USC § 371 of International Application No. PCT/AU02/00007. The application was assigned serial no. 10/500,642. On December 6, 2004, the Patent Office issued a Notification of Abandonment. The Notification states that "applicant has failed to provide the full US Basic National Fee by 30 months."

On December 16, 2004, applicant conducted a telephone interview with Examiner Winston M. Alvarado who issued the Notification of Abandonment. Examiner Alvarado stated that the abandonment was issued because the International application claimed, during the International stage, priority to Australia application no. PR 3578 which was filed March 7, 2001. Specifically, because the filing date of the priority application was more than 30 months prior to the nationalization filing date in the US, the claim of priority was inappropriate. Here it is noted that the applicant did not claim priority to the Australia application in the Combined Declaration

and Power of Attorney or in the transmittal documents for the request for filing under 35 USC § 371.

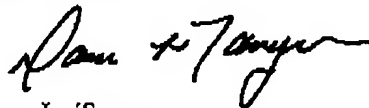
However, the examiner stated that the application would only be acceptable if there was a withdrawal of the claim of priority during the International stage. To that end, enclosed please find a Notification of Withdrawal of Priority Claim issued by the International Bureau for the related International application.

In view of the withdrawal of the priority claim during the international stage, applicant respectfully submits that the present application was timely filed within the 30-month deadline and that the Notification of Abandonment was thus improperly issued. As such, applicant respectfully requests that the Notification of Abandonment be withdrawn and that the application be allowed to proceed to formal prosecution.

Should the examiner find any impediment to withdrawing the Notification of Abandonment that can be clarified in a telephonic interview with the applicant, the examiner is respectfully requested to initiate such an interview with the undersigned.

Dated this 17th day of December 2004.

Respectfully submitted,



Dana L. Tangren
Attorney for Applicant
Registration No. 37,246
Customer No. 022913
Telephone No. 801.533.9800

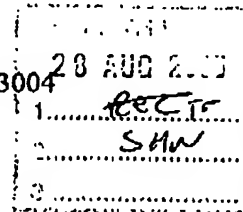
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PATENT COOPERATION TREATY

PCTNOTIFICATION OF WITHDRAWAL
OF PRIORITY CLAIM(PCT Rule 90bis.3 and
Administrative Instructions, Section 415(a) and (b))

From the INTERNATIONAL BUREAU

To:

GRIFFITH HACK
509 St Kilda Road
Melbourne, Victoria 3004
AUSTRALIE

Date of mailing (day/month/year) 18 August 2003 (18.08.03)	
Applicant's or agent's file reference SHW:FP15636	IMPORTANT NOTIFICATION
International application No. PCT/AU02/00007	International filing date (day/month/year) 04 January 2002 (04.01.02)
Applicant FUTURE FIBRE TECHNOLOGIES PTY LTD	

1. The applicant is hereby notified that the priority claim made in the international application has been withdrawn in accordance with a notice of withdrawal received from the applicant on:

04 August 2003 (04.08.03)

The attention of the applicant is drawn to the fact that the withdrawal of the priority claim will result in the re-calculation of time limits which have not already expired (see Rule 90bis.3(d)).

2. ☐ In the case where multiple priorities have been claimed, the above action relates to the following priority claim(s):

3. A copy of this notification has been sent to the receiving Office and to:

- ☐ the International Searching Authority (where the international search report has not yet been issued)
☒ the designated Offices (which have already been notified of the receipt of the record copy)
☐ the International Preliminary Examining Authority

The International Bureau of WIPO 34, chemin des Colombettes 1211 Geneva 20, Switzerland Facsimile No. (41-22) 338.87.40	Authorized officer Jean-Luc MARTIN Telephone No. (41-22) 338.98.87
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/500,642	Edward Edwardo Tapanes	13070.22

INTERNATIONAL APPLICATION NO.

PCT/AU02/00007

1A. FILING DATE	PRIORITY DATE
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022913

WORKMAN NYDEGGER (F/K/A WORKMAN NYDEGGER & SEELEY)
60 EAST SOUTH TEMPLE
1000 EAGLE GATE TOWER
SALT LAKE CITY, UT 84111

CONFIRMATION NO. 2876

371
ABANDONMENT/TERMINATION
LETTER

0000000014675080

Date Mailed: 12/06/2004

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination;

- Applicant has failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)).

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

WINSTON M ALVARADO

Telephone: (703) 305-6421

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)